

Office of the Board of Commissioners
Borough of Monmouth Beach
April 28, 2014, 11:00 a.m.
SPECIAL MEETING

The following statement was read by Mayor Susan Howard:

This meeting is called pursuant to the provisions of the open public meetings law. Notice of this meeting was published in the Asbury Park Press on April 26 and transmitted to The Link News on April 25, 2014. In addition, a copy of this notice was posted on the bulletin board in the Municipal Building and filed in the office of the Municipal Clerk on that date, where it has remained continuously posted as required under Statute.

Pledge of Allegiance

Mayor Howard called the meeting to order at 11:00 am.

Present – Mayor Howard, Commissioner Cunniff (via phone)

Absent – Commissioner McBride

Commissioner Cunniff moved, seconded by Mayor Howard that invoices totaling \$20,763.00 and having been reviewed by their respective department heads be approved for payment.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -2-, Nay -0-, Absent -1-.

Commissioner Cunniff moved, seconded by Mayor Howard that the following Consent Agenda items be passed and adopted:

RESOLUTION

WHEREAS, proposals were solicited by T&M Associates, Borough Engineers, on behalf of the Borough of Monmouth Beach for the Snack Bar Renovation project at the Monmouth Beach Bathing Pavilion; and

WHEREAS, the Board of Commissioners of the Borough of Monmouth Beach have reviewed the two proposals submitted;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach, County of Monmouth and State of New Jersey that the proposal submitted by J&M Quality Contracting for the Snack Bar Renovations at the Monmouth Beach Bathing Pavilion for the Base Bid and Alternate 2 be accepted and awarded in the amount of Thirty Four Thousand Nine Hundred Fifty dollars (\$34,950.00); and

BE IT FURTHER RESOLVED that this award is subject to the review and approval of the Borough Attorney and the Certification of Funds by the Chief Financial Officer; and

BE IT FINALLY RESOLVED that the Mayor and Municipal Clerk be authorized and directed to execute the contract for same.

RESOLUTION

WHEREAS, proposals were solicited by T&M Associates, Borough Engineers, on behalf of the Borough of Monmouth Beach for the painting of the deck, pergola and railings at the Monmouth Beach Bathing Pavilion; and

WHEREAS, the Board of Commissioners of the Borough of Monmouth Beach have reviewed the only proposal submitted;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach, County of Monmouth and State of New Jersey that the proposal submitted by Jet Pro Professional Painting for the painting of the deck, pergola and railings at the Monmouth Beach Bathing Pavilion be accepted and awarded in the amount of Nine Thousand Eight Hundred Seventy Five dollars (\$9,875.00); and

BE IT FURTHER RESOLVED that this award is subject to the review and approval of the Borough Attorney and the Certification of Funds by the Chief Financial Officer; and

BE IT FINALLY RESOLVED that the Mayor and Municipal Clerk be authorized and directed to execute the contract for same.

**A RESOLUTION GRANTING A VARIANCE TO LOT 18.01 BLOCK 45.02
(8 JOHNSON STREET) FROM THE
STRICT APPLICATION OF FLOODPLAIN CONSTRUCTION STANDARDS
IN THE BOROUGH OF MONMOUTH BEACH
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

WHEREAS, the Borough of Monmouth Beach participates in the National Flood Insurance Program; and

WHEREAS, The Borough of Monmouth Beach has adopted and enforces a local floodplain ordinance which incorporates the Federal Emergency Management Agency's (FEMA) floodplain standards and recommendations; and

WHEREAS, the owner of the property located on Lot 18.01 Block 45.02 and more commonly known as 8 Johnson Street seeks the following relief:

1. **Relief from the requirement that Coastal A Zone properties employ V-Zone construction standards; and**

WHEREAS, the property owner has represented that he will comply with the standards applicable to A Zones; and

WHEREAS, the Borough recognizes that the use of V-Zone construction standards in a Coastal A zone is not a mandatory requirement under federal guidelines and remains a recommendation to local government entities; and

WHEREAS, although the Borough has adopted the maximum standards recommended by FEMA, the requested variance from the Borough standards should be permitted as the owner does not seek to deviate from a minimum standard promulgated by the federal government. Most significantly, the owner only seeks a deviation from a recommendation of the federal government; and

WHEREAS, the Borough recognizes that the grounds upon which variances can and should be granted are met because the federal government has chosen not to mandate V-Zone construction techniques in a Coastal AE or A zone; and

WHEREAS, the Borough accepts the owner's representation that strict enforcement will result in undue hardship;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Monmouth Beach that a variance be granted to Lot 18.01 Block 45.02 and more commonly known as 8 Johnson Street, from the strict application of Floodplain Construction Standards in particular as follows:

1. The owner shall not be required to construct in accordance with V-Zone standards for the proposal that will raise the structure as more fully outlined in the owner's submission; and
2. A Zone construction techniques shall be utilized; and
3. This variance is limited to the relief noted in Paragraph 1 for the proposed repair/reconstruction project that will be first permitted following this approval; and
4. No variance from any other applicable standard shall be considered granted unless specifically noted herein.

BE IT FURTHER RESOLVED, that the Owner is hereby put on notice that this relief may result in increased expenses or diminution in property value which may include but not be limited to increased flood insurance premiums. The owner, by proceeding to construct in accordance with this variance approval, acknowledges that the Borough of Monmouth Beach has granted this approval based on the owner's voluntary request and any adverse conditions created by such deviation from ordinance standards are the sole and exclusive responsibility of the owner.

BE IT FURTHER RESOLVED that a true and accurate copy of this resolution be placed on file with the construction office of the Borough of Monmouth Beach

End of Consent Agenda

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -2-, Nay -0-, Absent -1-.

The following Ordinance was read by title only by the Clerk:

ORDINANCE PROVIDING FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY AND AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$155,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF MONMOUTH BEACH, IN THE COUNTY OF MONMOUTH, NEW JERSEY.

Commissioner Cunniff moved, seconded by Mayor Howard that the Ordinance be passed on title only and that the Clerk be instructed to advertise the Ordinance for a public hearing to be held on May 12, 2014.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -2-, Nay -0-, Absent -1-.

Commissioner Cunniff moved, seconded by Mayor Howard that the meeting be opened to the public.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -2-, Nay -0-, Absent -1-.

There being no public in attendance and no further business,

Commissioner Cunniff moved, seconded by Mayor Howard that the meeting be closed.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -2-, Nay -0-, Absent -1-.

Commissioner Cunniff moved, seconded by Mayor Howard that the meeting be adjourned.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -2-, Nay -0-, Absent -1-.

Mayor Howard

Commissioner Cunniff

ATTEST:

Joyce L. Escalante, RMC
Borough Clerk
April 28, 2014